

RESTONEY ROBINSON,)
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 Petitioner,)
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 v.) **1:06CV00049**
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 MS. RACHEL YOUNG, et al.,)
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 Respondents.)

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on January 19, 2006, was served on the parties in this action. No objections were filed within the time limits prescribed by § 636.

IT IS THEREFORE ORDERED AND ADJUDGED that this action be, and is hereby, dismissed without prejudice for Petitioner's failure to apply to the Fourth Circuit Court of Appeals for an order authorizing this district court to consider the current petition as is required by 28 U.S.C. § 2244.

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